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In re Application of :
GOUJON, et al. :
U.S. Application No.: 10/529,186 :
PCT No.: PCT/EP03/50702 :
Int. Filing Date: 07 October 2003 : COMMUNICATION
Priority Date: 12 October 2002 :
Attorney Docket No.: 2088.001100/14.0210/PCT/US :
For: MULTI-PART SEISMIC CABLE :

This application is before the Office of PCT Legal Administration for issues arising under 35 U.S.C. 371.

BACKGROUND

On 07 October 2003, applicant filed international application PCT/EP03/50702, which claimed priority of an earlier application filed 12 October 2002. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 29 April 2004. Pursuant to 37 CFR 1.495, the thirty-month period for paying the basic national fee in the United States expired at midnight on 12 April 2005.

On 24 March 2005, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by payment of the full, U.S. basic national fee and an unsigned declaration of the inventors.

On 30 August 2005, applicant was mailed a "Notification of Missing Requirements" (Form PCT/DO/EO/905) informing applicant that an executed oath or declaration of the inventor in compliance with 37 CFR 1.497(a)-(b) was required. Applicant was afforded two months to file the required response.

On 19 April 2006, applicant was mailed a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) informing applicant that applicant had failed to respond to the NOTIFICATION OF MISSING REQUIREMENTS (Form PCT/DO/EO/905) mailed 30 August 2005 within the time period set therein and that above-identified application was abandoned as to the United States.

On 15 June 2006, applicant was mailed a "Withdrawal of Previously Sent Notice" accompanied by a new Form PCT/DO/EO/909.

DISCUSSION

A review of the application file finds that the forms PCT/DO/EO/905 mailed 30 August 2005 and DO/EO/909 mailed 19 April 2006 were not mailed to the correspondence address of record. As applicant was never mailed a Form PCT/DO/EO/905 the application cannot be considered abandoned.

CONCLUSION

The "Notification of Missing Requirements" (Form PCT/DO/EO/905) mailed 30 August 2005 and "Notification of Abandonment" (Form PCT/DO/EO/909) mailed 19 April 2006 and 15 June 2006 are hereby **VACATED**.

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an executed oath or declaration of the inventors is required.



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